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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

KIMBERLY J. EDWARDS,

**Plaintiff,**

V.

JO ANNE B. BARNHART,  
Commissioner of Social Security,

Defendant.

**CASE NO. 2:05-CV-00222-PAN  
(JFM)**

**STIPULATION AND ORDER  
SETTLING ATTORNEY'S FEES  
PURSUANT TO THE EQUAL  
ACCESS TO JUSTICE ACT (EAJA)**

It is stipulated by the parties through their undersigned counsel, with the Court's approval, that counsel for Plaintiff be awarded attorney's fees under the Equal Access to Justice Act (EAJA) in the amount of FIVE THOUSAND AND 00/100 DOLLARS (\$5,000.00), for compensation for legal services rendered on Plaintiff's behalf, pursuant to 28 U.S.C. § 2412(d), thereby constituting a compromise settlement for all fees under the EAJA in this action, but not constituting any admission of Defendant's liability under the EAJA in this action.

Payment of the amount specified above shall constitute a complete release from and bar to any and all claims of Plaintiff's counsel relating to EAJA fees in connection with this action, without

1 prejudice to any future request for fees under the Social Security Act, 42 U.S.C. § 406(b).  
2  
3

4 DATED: August 23, 2006

5 /s/ Bess M. Brewer

6 BESS M. BREWER

7 Attorney at Law

8 Attorney for Plaintiff

9 DATED: August 23, 2006

10 McGREGOR W. SCOTT

11 United States Attorney

12 BOBBIE J. MONTOYA

13 Assistant U.S. Attorney

14 By: /s/ Bobbie J. Montoya

15 GERALYN GULSETH

16 Special Assistant U.S. Attorney

17 Attorneys for Defendant

18 OF COUNSEL

19 LUCILLE GONZALES MEIS

20 Chief Counsel, Region IX

21 U.S. Social Security Administration

## ORDER

Counsel for Plaintiff is hereby awarded attorney's fees pursuant to the Equal Access to Justice Act in the amount of \$5,000.00, pursuant to the stipulation of the parties.

APPROVED AND SO ORDERED.

DATED: August 28, 2006.

John F. Wark  
UNITED STATES MAGISTRATE JUDGE

Edwards.stipord.eajafees.ss